

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP
TEN POST OFFICE SQUARE
BOSTON, MASSACHUSETTS 02109

INTELLECTUAL PROPERTY LAW
PATENTS, TRADEMARKS AND COPYRIGHTS

TELEPHONE
(617) 542-2290
FACSIMILE
(617) 451-0313

THOMAS P. GRODT
RICHARD E. GAMACHE
CHI SUK KIM

OF COUNSEL
ARTHUR S. MORGENSTERN

JOSEPH WEINGARTEN
(1919-1984)

STANLEY M. SCHURGIN
CHARLES L. GAGNEBIN III
VICTOR B. LEBOVICI
BEVERLY E. HJORTH
HOLLIDAY C. HEINE, Ph.D.
GORDON R. MORIARTY
JAMES F. THOMPSON
DAVID A. DAGG

FAX RECEIVED

JAN 31 2003

FACSIMILE COVER SHEET GROUP 1600**OFFICIAL**

DATE: January 30, 2003

TO: Examiner Patricia L. Morris
Group Art Unit: 1625

Fax No.: (703) 872-9306

FROM: Arthur S. Morgenstern

No. of pages transmitted
(including this page) 4

Our File: CCDLT-300XX

Time:

Your Ref: Appl. No. 09/626,566
Filed: 7/27/00

Sent by: Leigha

A confirmation copy of this transmission will not be mailed unless
the following is checked: []

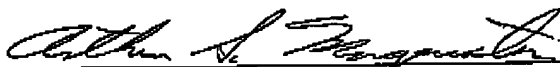
MESSAGE

PLEASE DELIVER DIRECTLY TO:
EXAMINER MORRIS, Tel. (703) 308-4533
GROUP ART UNIT NO: 1625

FOR ENTRY

Enclosed for filing please find a: Response to Restriction
Requirement

The Commissioner is hereby authorized to Charge Deposit
Account No. 23-0804 for any additional filing fees associated
with this communication or credit any overpayment.


Attorney for Applicant: Arthur S. Morgenstern
Registration No. 28,244

THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE PERSON(S)
IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN CLEARLY RECEIVED,
PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE
THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED RECIPIENT(S). THANK YOU.

Application No.: J09/626,566
 Filed: 7/27/00
 Group Art Unit: 1625

09/02

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICILLP
 Ten Post Office Square
 Boston, Massachusetts 02109
 Telephone: (617) 542-2290
 Telecopier: (617) 451-0313

Date: January 30, 2003

Via Facsimile
 COMMISSIONER FOR PATENTS
 Washington, D.C. 20231

Attorney
 Docket No.: CCDLT-300XX

Sir:

In re application of: Jiang et al.

Entitled: NOVEL CHEMILUMINESCENT SUBSTRATES OF HYDROLYTIC ENZYMES
 AND THEIR USE IN ASSAYS

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$) per §1.17(e).
☐ Enter the unentered amendment previously filed on per §1.116.
- ☐ A Petition for Extension of Time for month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☐ is hereby appointed Associate Attorney by:
 Registration No.:

Attorney of Record:
 Registration No.:

☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	8 - 8	= 0	x \$84.00 =	0
Total	42 - 42	= 0	x \$18.00 =	0
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$280.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$) for the cost of same.

- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Morris, Group Art Unit 1625, Fax No. (703) 872-9306, on 1/30/03.

SUBMIT IN TRIPLICATE
 285856

Arthur S. Morgenstern
 Attorney of Record: Arthur S. Morgenstern
 Registration No.: 28,244

Application No. 09/626,566
 Filed: 7/27/00
 Group Art Unit: 1625

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Jiang et al
 Application No. : 09/626,566
 Filed : 7/27/00
 For : NOVEL CHEMILUMINESCENT SUBSTRATES OF
 HYDROLYTIC ENZYMES AND THEIR USE IN ASSAYS
 Examiner : Patricia L. Morris
 Attorney's Docket : CCDLT-300XX

Group Art Unit: 1625

 I hereby certify that this correspondence is being sent via facsimile to
 Examiner P. Morris, Group Art Unit 1625, Fax No. (703) 872-9306, on
1/30/03.

By:

Arthur S. Morgenstern
 Arthur S. Morgenstern
 Registration No. 28,244
 Attorney for Applicant(s)

RESPONSE TO RESTRICTION REQUIREMENT

Via Facsimile
 Commissioner for Patents
 Washington, D.C. 20231

Sir:

This is in response to the Office communication / Restriction
 Requirement mailed 1/8/03.

Applicant, having received the communication of 1/8/03, has
 reconsidered its response to the Restriction Requirement and
 provisionally elects Group IV (claims 39-42) with traverse.

Application No. 09/626,566
Filed: 7/27/00
Group Art Unit: 1625

Applicant requests reconsideration of the restriction requirement. The claims in Group IV (claims 39-42) and Group II (claims 30-32) both relate to enzymatic reactions, and Applicant suggests that it would not create an undue burden if both of these Groups were combined.

The Examiner is encouraged to telephone the undersigned attorney to discuss any matter that would expedite allowance of the present application.

Respectfully submitted,

JIANG ET AL

By: 

Arthur S. Morgenstern
Registration No. 28,244
Attorney for Applicant(s)

WEINGARTEN, SCHURGIN,
GAGNEBIN & LEBOVICI LLP
Ten Post Office Square
Boston, MA 02109
Telephone: (617) 542-2290
Telecopier: (617) 451-0313

ASM/lkw/271106v2